FARAD CONTINUATION SHEET NO:-

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE JURISDICTION

WRIT PETITION NO. 2293 OF 1994

. . . . . .

Office Notes, Office Memorana of Coram, appearances, Court's or directions and Registrar's Orders:

Court's or Judge's Orders.

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Mr. Sachin Kumbhar i/b. Mr. R. G. Ketkar for Petitioners

None for the Respondents

CORAM :- D. B. BHOSALE, J.

DATED :- 07/09/2006.

P. C.:-

Heard Mr. Sachin Kumbhar, learned counsel for the Petitioner. None appears for the Respondents, though served.

This petition is directed against the order dated 25th October, 1993 by which an application at Exh. 57 filed by the Petitioners for interim maintenance at the rate of Rs. 2000/- per month from the Respondent-Defendant Nos. 1 to 3, came to be rejected. This Court while issuing Rule on 14th October, 1994 passed the following order:-

..2..

> ***"Pending the hearing and final disposal of the Writ Petition, the respondent Nos. 1 to 3 are directed to pay to the Petitioners interim maintenance at the rate of Rs. 1,000/- per month from October, 1994. The interim maintenance for October, 1994 shall be paid on or before October, 31, 1994 and for succeeding months on or before 10th of every month."***

It is not clear whether Regular Civil Suit No. 194 of 1989 is still pending. Keeping that in view and considering that the aforesaid interim order passed on 14th October, 1994 is running against the respondent-defendant Nos. 1 to 3, I am satisfied, that this petition can be disposed of by the following order:-

a) Rule is made absolute in terms of the aforesaid interim order, passed on 14th October, 1994.

b) The Trial Court shall dispose of the suit, if not disposed of already, as expeditiously as possible and preferably

within a period of 8 months from the date of receipt of this order. The Trial Court shall dispose of the suit in accordance with law and without being influenced by the order passed in this writ petition as also the impugned order dated 25th October, 1993.

c) The writ petition is accordingly disposed of.

(D. B. BHOSALE, J.)